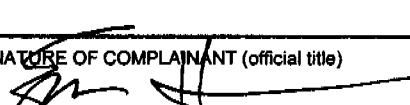
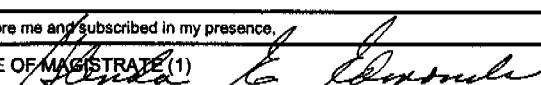


UNITED STATES DISTRICT COURT		District ARIZONA	FILED RECEIVED DOCKET NO. JUL 13 2009 CLERK U S DISTRICT COURT DISTRICT OF ARIZONA MAGISTRATE CASE NO.Y DEPUTY	LODGED COPY
UNITED STATES OF AMERICA V. Enrique GARCIA-Garcia Year of Birth: 1968 Country of Citizenship: Mexico A087 529 588 Case Control # TCA-0907-0662		09-28712M		
Complaint for violation of Title 8		United States Code § 1326(a); 1325		
NAME OF JUDGE OR MAGISTRATE		OFFICIAL TITLE United States Magistrate	LOCATION Tucson, Arizona	
DATE OF OFFENSE On or about July 11, 2009	PLACE OF OFFENSE At or near Sasabe, Arizona	ADDRESS OF ACCUSED (if known) Oaxaca, Mexico		
COMPLAINANT'S STATEMENT OF FACTS CONSTITUTING THE OFFENSE OR VIOLATION:				
<p>COUNT 1: On or about July 12, 2009, at or near Lukeville, Arizona, in the District of Arizona, Enrique GARCIA-Garcia, an alien, entered, and was found in the United States of America after having been denied admission, excluded, deported, and removed from the United States through Nogales, AZ on June 12, 2009, and not having obtained the express consent of the Attorney General or the Secretary of the Department of Homeland Security to reapply for admission thereto; in violation of Title 8, United States Code, Section 1326(a).</p> <p>COUNT 2: That on or about July 11, 2009, at or near Sasabe, Arizona, in the District of Arizona, Enrique GARCIA-Garcia, an alien, did unlawfully enter the United States of America from the United States of Mexico, at a time and place other than as designated by Immigration Officers of the United States of America, in violation of Title 8, United States Code, Section 1325.</p>				
BASIS OF COMPLAINANT'S CHARGE AGAINST THE ACCUSED:				
<p>Enrique GARCIA-Garcia is a citizen of Mexico. On or about June 12, 2009, Enrique GARCIA-Garcia was lawfully denied admission, excluded, deported, and removed from the United States through Nogales, AZ. On July 12, 2009, agents found GARCIA-Garcia in the United States at or near Lukeville, Arizona. GARCIA-Garcia did not obtain the express consent of the Attorney General or the Secretary of the Department of Homeland Security to re-apply for admission to the United States. Furthermore, as evidenced from his illegal presence in the United States, Enrique GARCIA-Garcia entered the United States from the United States of Mexico, at a time and place other than as designated by Immigration Officers of the United States.</p>				
MATERIAL WITNESSES IN RELATION TO THIS CHARGE Border Patrol Agent(s) David Franco				
DETENTION REQUESTED Being duly sworn, I declare that the foregoing is true and correct to the best of my knowledge. AUTHORIZED BY: SAUSA	SIGNATURE OF COMPLAINANT (official title)  OFFICIAL TITLE Senior Patrol Agent			
Sworn to before me and subscribed in my presence.				
SIGNATURE OF MAGISTRATE ⁽¹⁾ 	DATE July 13, 2009			

1) See Federal Rules of Criminal Procedure rules 3 and 54.